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MSC-22939-1-SB

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FIRST NAMED INVENTOR: MORRISON, DENNIS R. § DOCKET NO. MSC-22939-1-SB

§

SERIAL NO.: 09/079,758 § GROUP ART UNIT: 1616

§

FILED: May 15, 1998 § EXAMINER: SHARAREH, S.

§

TITLE: EXTERNALLY TRIGGERED
MICROCAPSULES

§

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class in an envelope address to Commissioner for Patents, Box DAC, Washington, D.C. 20231 on November 15, 2002
Dennis M. Catz
Signature

Attention: Office of Petitions
Assistant Commissioner for Patents
Box DAC
Washington, DC 20231

Renewed Petition Under 37 C.F.R. § 1.137(b)
to Revive Unintentionally Abandoned Application

The Commissioner of Patents and Trademarks is petitioned to revive the above-identified application under the provisions of 37 C.F.R. § 1.137(b) on the ground that Applicant's failure to respond to the Office action dated March 13, 2001 on a timely basis was unintentional, and that the entire delay in filing the required reply, from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b), was unintentional.

A prior petition pursuant to 37 C.F.R. § 1.137(b) that has been held as filed January 24, 2002 was dismissed by a Decision on Petition mailed April 16, 2002. The Commissioner of Patents and Trademarks is requested to reconsider the Decision on Petition. The deficiency of the prior petition cited by the Decision on Petition has been corrected by the inclusion of a Request for a Continuing Examination (R.C.E.) under 37 C.F.R. § 1.114 with this renewed Petition. This request to reconsider the decision on petition is timely filed, as the time set for this request for reconsideration was two months after the mailing date of the decision, with extensions to time available under 37 C.F.R. § 1.136(a).


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This petition is accompanied by:

- (a) A Request for Continued Examination (R.C.E.) Transmittal Under 37 C.F.R. § 1.114 and Request for Charging Request Fee Under 37 C.F.R. § 1.17(e); and
- (b) A Petition for Extension of Time Under 37 CFR § 1.136(a) and Request for Charging Petition Fee Under 37 C.F.R. § 1.17(a)(5).

A Reply and Amendment with Request for charging any required fees to Deposit Account No. 14-0116; Statement Accompanying Petition Under 37 C.F.R. § 1.137(b) that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional; and Request for Charging Petition Fee Accompanying Petition Under 37 C.F.R. § 1.137(b), pursuant to 37 C.F.R. § 1.17(m), be charged to Deposit Account No. 14-0116, have been previously submitted. Each of these previously submitted documents have a certificate of mailing dated December 12, 2001. It is requested that these previously submitted documents be entered into the case with this Renewed Petition Under 37 C.F.R. § 1.137(b) and accompanying documents listed above.

Applicants believe that this Renewed Petition Under 37 C.F.R. § 1.137(b), accompanying documents and previously submitted documents described above constitute a full and complete required reply within the meaning of 37 C.F.R. § 1.137(b). Additionally, Applicants are filing an Amendment in conjunction with the attached Request for Continuing Examination (R.C.E.) Transmittal detailed above. If any additional fee is required, the Office is requested to debit U.S.P.T.O. Account No.14-0116 for such fees.


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